

**LISTING OF CLAIMS**

Claim 1 (Cancelled)

Claim 2 (Previously Presented): Compositions according to Claim 11, wherein the polyester is selected from PET and PBT.

Claim 3 (Previously Presented): Compositions according to Claim 11, comprising up to 30 parts by weight of copolyetherester per 100 parts of thermoplastic polyester.

Claims 4-5 (Cancelled)

Claim 6 (Previously Presented): Compositions according to Claim 11, wherein the ethylene-unsaturated epoxide copolymers (B2) are ethylene-alkyl (meth)acrylate-unsaturated epoxide copolymers obtained by copolymerization of the monomers and contain from 0 to 40% by weight of alkyl (meth)acrylate and up to 10% by weight of unsaturated epoxide.

Claim 7 (Cancelled)

Claim 8 (Previously Presented): Compositions according to Claim 11, comprising, per 100 parts by weight, 75 to 95 parts of polyester for 25 to 5 parts of impact modifier, respectively.

Claims 9-10 (Cancelled)

Claim 11 (Currently Amended): A thermoplastic polyester composition not comprising polycarbonate, the composition comprising, by weight:

- (i) a thermoplastic polyester; and
- (ii) an impact modifier comprising:

(a) a core-shell copolymer (A); wherein the core consists of one or more polymers selected from the group consisting of isoprene homopolymers, ~~butadiene homopolymers~~, copolymers of isoprene with at most 30 mol% of a vinyl monomer selected from the group consisting of a styrene, an alkylstyrene and an alkyl (meth)acrylate, ~~copolymers of butadiene with at most 30 mol% of a vinyl monomer~~, and copolymers of alkyl (meth)acrylate with at most 30 mol% of a vinyl monomer, ~~the vinyl monomer in the core being~~ selected from the group consisting of a styrene[[,]] and an alkylstyrene ~~and an alkyl (meth)acrylate~~; further wherein the shell consists of one or more polymers selected from the group consisting of styrene homopolymers, alkylstyrene homopolymers, methyl methacrylate homopolymers, and copolymers consisting of at least 70 mol% of a styrene, alkyl styrene or methyl methacrylate with at most 30 mol% of a vinyl acetate;

(b) an ethylene copolymer (B) chosen from ethylene-unsaturated epoxide copolymers (B2) and blends thereof;

wherein the (B)/(A) ratio is between 90/10 and a value greater than 40/60 for proportions of impact modifier between 2 and 18% in 98 to 82% of polyester, respectively.

Claim 12 (Previously Presented): A composition according to claim 11, wherein the composition consists of the thermoplastic polyester and the impact modifier.

Claim 13 (Previously Presented): A composition according to claim 11, wherein the impact modifier consists of the core-shell polymer (A) and the ethylene copolymer (B).